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WHEREAS, on January 26, 2016 and February 9, 2016, the Planning Commission of the City of Colton ("Planning Commission") conducted a duly noticed public hearing and recommended the City Council of the City of Colton ("City Council") amend Section 18.12.060 (Building Projections – R-1 Zone), 18.12.170 (Parking Requirements – R-1 Zone), and Sections 18.58.040G and 18.58.060F (Public Noticing Requirements) of Title 18 of the Colton Municipal Code (the "Municipal Code"). Following the conclusion of said hearing, the Planning Commission adopted their Resolution No. R-4-16, recommending approval to the City Council ("Zoning Text Amendment"; and

WHEREAS, the City Council has determined that the Zoning Text Amendment is consistent with the City of Colton General Plan (“General Plan”) as indicated below; and

WHEREAS, the Zoning Text Amendment was reviewed, studied and found exempt from the California Environmental Quality Act ("CEQA") as more fully described below; and

WHEREAS, on March 15, 2016, the City Council held a duly noticed public hearing at which persons wishing to testify in connection with the Zoning Text Amendment were heard and the Zoning Text Amendment was comprehensively reviewed.

1 **WHEREAS**, the City Council has determined that amendments to Sections 18.12.060 and
2 18.12-170 shall be removed from said Zoning Text Amendment and considered separately from
3 Ordinance No. O-05-16.

4 **WHEREAS**, all other legal prerequisites to the adoption of this Ordinance have occurred.

5
6 **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF COLTON DOES**
7 **ORDAIN AS FOLLOWS:**

8 **SECTION 1.** The City Council hereby adopts the recitals and findings set forth above and
9 in the agenda report prepared in connection with this Ordinance.

10 **SECTION 2.** General Plan Consistency. Based on the entire record before the City
11 Council and all written and oral evidence presented, including the staff report and the findings made
12 in this Ordinance, the City Council hereby finds and determines that the proposed Ordinance is
13 consistent with the goals and policies of the City of Colton General Plan and is reasonably related
14 to the public welfare of the citizens of the City and surrounding regions. Specifically, the provisions
15 of this Ordinance to increase public noticing requirements from 300-foot radius to 660-foot radius
16 is reasonably related to the public welfare of the citizens of the City and surrounding region by
17 increasing the public's awareness and opportunities for involvement in land use projects which may
18 affect their property interests and personal welfare.

19 **SECTION 3.** Section 18.58.040 of Chapter 18.58 of Title 18 of the Colton Municipal
20 Code, pertaining to Variances, is hereby amended to read as follows:

21 18.58.040 - Variances.

22 G. Notice of time and place of the hearing Shall be given through the United States mail, with
23 postage prepaid, to all Persons shown on the last equalized assessment roll of the County, as
24 owning Property within a distance of ~~three~~ **six hundred sixty** feet from the external boundaries
25 of the Property described in the Application.

26 **SECTION 4.** Section 18.58.060 of Chapter 18.58 of Title 18 of the Colton Municipal
27 Code, pertaining to Conditional Use Permits, is hereby amended to read as follows:

28 18.58.060 – Conditional Use Permits.

F. Notice of the time and place of the hearing Shall be given by Notice through the United States
mail, with postage prepaid, to all Persons shown on the last equalized assessment roll of the
County, as owning Property, **and tenants of each Property**, within a distance of ~~three~~ **six**
hundred sixty feet from the external boundaries of the Property described in the Application.

SECTION 5. If any sentence, clause or phrase of this Ordinance is for any reason held to
be unconstitutional or otherwise invalid, such decisions shall not affect the validity of the remaining
provisions of this Ordinance.

- 3 -

1 **STATE OF CALIFORNIA**)
2 **COUNTY OF SAN BERNARDINO**) ss
3 **CITY OF COLTON**)

4 **CERTIFICATION**

5 **I, CAROLINA R. PADILLA**, City Clerk of the City of Colton, California, do hereby
6 certify under penalty of perjury that the foregoing is a full, true and correct copy of
7 **ORDINANCE NO. O-05-16**, and was duly passed, approved, and adopted by the City
8 Council of the City of Colton at its Regular Meeting held on the **5th day of April, 2016**,
9 by the following vote to wit:

11	AYES:	COUNCILMEMBER	Toro, Jorin, Navarro, González, Suchil and Mayor DeLaRosa
12			
13	NOES:	COUNCILMEMBER	None
14	ABSTAIN:	COUNCILMEMBER	None
15	ABSENT:	COUNCILMEMBER	Bennett

16
17 **IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the official
18 seal of the City of Colton, California, this ____ day of _____, _____.
19
20

21 _____
22 CAROLINA R. PADILLA
23 City Clerk
24 City of Colton, California

25 (SEAL)
26
27
28